UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

FOREMOST INSURANCE COMPANY,

Civil Action No. 1:07-cv-7410

Plaintiff,

VS.

HERCULES CHEMICAL COMPANY

November 29, 2007

Defendant

RULE 41(a)(1) NOTICE OF DISMISSAL

Plaintiff, Foremost Insurance Company, hereby dismisses this action, with prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1).

Respectfully submitted,

Richard C. Cavo, Esq. [RC5985]

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CERTIFICATION

I hereby certify that a copy of the foregoing was filed electronically this 29th day of November 2007 and was served by mail to anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system.

Richard C. Cavo